JEAN E. WILLIAMS, Deputy Assistant Attorney General SETH M. BARSKY, Chief
S. JAY GOVINDAN, Assistant Chief
MICHAEL R. EITEL, Senior Trial Attorney
KAITLYN POIRIER, Trial Attorney (TN Bar # 034394)
U.S. Department of Justice
Environment & Natural Resources Division
Wildlife & Marine Resources Section

Ben Franklin Station, P.O. Box 7611

Washington, D.C. 20044-7611

Telephone: (202) 307-6623 Facsimile: (202) 305-0275

Email: kaitlyn.poirier@usdoj.gov; michael.eitel@usdoj.gov

Attorneys for Federal Defendants

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

PORTLAND DIVISION

NORTHWEST ENVIRONMENTAL DEFENSE CENTER, et al.,

Plaintiffs,

v.

ΓAL Case No.: 3:18-cv-00437-HZ

FEDERAL DEFENDANTS'
OPPOSITION TO PLAINTIFFS'
MOTION FOR SUMMARY JUDGMENT

U.S. ARMY CORPS OF ENGINEERS, et al.,

Defendants,

and

CITY OF SALEM and MARION COUNTY,

Defendant-Intervenors.

Pursuant to Local Rule 7-1(b), this filing incorporates by reference the entirety of Federal

Defendants' Motion for Summary Judgment and Memorandum in Support (ECF 101).

Dated: November 6, 2019

JEAN E. WILLIAMS, Deputy Assistant Attorney General SETH M. BARSKY, Section Chief S. JAY GOVINDAN, Assistant Section Chief

/s/ Kaitlyn Poirier

KAITLYN POIRIER, Trial Attorney (TN Bar # 034394)
U.S. Department of Justice
Environment & Natural Resources Division
Wildlife & Marine Resources Section
Ben Franklin Station, P.O. Box 7611
Washington, D.C. 20044-7611
Telephone: (202) 307-6623

Fax: (202) 305-0275

Email: kaitlyn.poirier@usdoj.gov

/s/ Michael R. Eitel

MICHAEL R. EITEL, Senior Trial Attorney U.S. Department of Justice Environment & Natural Resources Division Wildlife & Marine Resources Section 999 18th Street, South Terrace 370 Denver, Colorado 80202 Telephone: (303) 844-1479

Fax: (303) 844-1350

Email: michael.eitel@usdoj.gov

Attorneys for Federal Defendants

CERTIFICATE OF SERVICE

I certify that on November 6, 2019, the foregoing was electronically filed through the Court's electronic filing system, which will generate automatic service on all Parties enrolled to receive such notice.

<u>/s/ Kaitlyn Poirier</u>
Kaitlyn Poirier
Trial Attorney, U.S. Department of Justice